

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Joshua R. Buesseler et al.

Application No.: 09/933,858

Filed: August 20, 2001

For: INTERCHANGEABLE COVER
FOR MOBILE COMMUNICATIONS
DEVICE

Examiner: Lee, Lana N.

Art Unit: 2685

Attorney Docket No. 109909-129577

RECEIVED

AUG 17 2004

DECLARATION UNDER 37 CFR §1.131

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Technology Center 2600

To the Commissioner for Patents:

I, Joshua R. Buesseler, declare and state:

1. I am an inventor of the above-identified patent application.
2. At least as early as May 17, 2001, having earlier conceived the idea of an interchangeable cover for mobile communications device having:

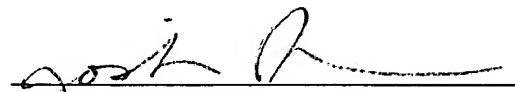
a resilient semi-rigid shell including a front face and back face commonly connected to a side portion and having a substantially U-shaped profile adapted to wrap around a substantial portion of a front, back and side of the mobile communications device upon assembly over the mobile communications device.

I commenced actual reduction to practice of this invention with my co-inventors of a prototype cover at least as early as May 17, 2001, as evidenced in the cover of the telephone shown in the attached figures filed as patent drawings for commonly owned U.S. Provisional Patent Application 60/292,123 (Exhibit A).

3. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed

Date: 7.31.2004


Joshua R. Buesseler